

FILED

JAN 27 2010

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

EUGENE R. WEDOFF,
BANKRUPTCY JUDGE

In re:

DURACO PRODUCTS, INC.

Debtor.

Case No. 09 B 31353

Chapter 11

FINDINGS OF FACT AND CONCLUSIONS OF LAW IN SUPPORT OF ORDER AWARDING TO
QUERRY & HARROW LTD., ATTORNEYS FOR THE OFFICIAL COMMITTEE OF UNSECURED
CREDITORS, FOR ALLOWANCE AND PAYMENT OF INTERIM COMPENSATION AND
REIMBURSEMENT OF EXPENSES

TOTAL FEES REQUESTED: \$32,252.50
TOTAL FEES REDUCED: \$371.37
TOTAL FEES ALLOWED: \$31,881.13

TOTAL COSTS REQUESTED: \$75.60
TOTAL COSTS REDUCED: \$0.00
TOTAL COSTS ALLOWED: \$75.60

TOTAL FEES AND COSTS ALLOWED: \$31,956.73

THE COURT HAS MARKED THE ATTACHED TIME AND EXPENSE ENTRIES THAT HAVE BEEN
DISALLOWED IN WHOLE OR IN PART. THE BASIS FOR EACH DISALLOWANCE IS DISCLOSED BY THE
NUMERICAL NOTATION THAT APPEARS ON THE LEFT SIDE OF EACH HIGHLIGHTED ENTRY. THE
NUMERICAL NOTATIONS REFER TO THE ENUMERATED PARAGRAPHS BELOW.

(1) Unreasonable Time

As to the time devoted to the preparation of the fee application itself, the Court denies the allowance of compensation that is disproportionate to the total hours in the main case. *In re Wildman*, 72 B.R. 700, 711 (Bankr. N.D. Ill. 1987) ("In the absence of unusual circumstances, the hours allowed by this Court for preparing and litigating the attorney fee application should not exceed three percent of the total hours in the main case."); *In re Spanjer Bros., Inc.*, 203 B.R. 85, 93 (Bankr. N.D. Ill. 1996) (compensation limited to 5%). See also *In re Pettibone Corp.*, 74 B.R. 293, 304 (Bankr. N.D. Ill. 1987) (citing *Coulter v. State of Tennessee*, 805 F.2d 146, 151 (6th Cir. 1986) (in non-bankruptcy cases, compensation for preparation and litigation of fee petitions limited to 3-5% of the hours of the main case)).

Dated: January 27, 2010


Eugene R. Wedoff
United States Bankruptcy Judge

Querrey & Harrow

175 West Jackson Blvd. - Suite 1600
Chicago, Illinois 60604-2827
312-540-7000

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Tax I.D. No. 36-2777440

Please provide invoice number on remittance check

RE: Duraco Products, Inc., In Re: Chapter 11 MATTER NUMBER - 38577

6.10 2,160.00

Fee Petition

FEE	6/17/09	Due diligence review of time entries for May monthly fee statement.	BER	.60	192.00
FEE	6/18/09	Draft May monthly fee statement.	BER	.40	128.00
FEE	7/10/09	Due diligence review of June 2009 billing entries.	BER	.60	192.00
FEE	7/15/09	Continue business judgment review of June billings.	BER	.20	64.00
FEE	7/15/09	Draft June monthly fee statement.	BER	.50	160.00
FEE	7/22/09	Business judgment review of billing statement for second interim fee petition.	BER	.30	96.00
FEE	7/22/09	Begin drafting second interim fee petition.	BER	.30	96.00
FEE	7/23/09	Continue drafting second interim fee petition.	BER	1.40	448.00
FEE	8/10/09	Business judgment review of July time entries.	BER	.50	160.00
FEE	8/13/09	Draft monthly fee statement.	BER	.70	224.00
FEE	9/04/09	Business judgment review of time entries for August 2009.	BER	.30	96.00
FEE	9/08/09	Prepare monthly fee statement for August 2009.	BER	.40	128.00
SUB TOTAL TIME				6.20	1,984.00

5% of \$32,252.50 = \$1,612.63

\$1,984
- \$1,612.63

deduct: \$371.37

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